



COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF
ENERGY AND ENVIRONMENTAL AFFAIRS
DIVISION OF ENERGY RESOURCES

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June 6, 2007

Mr. Steven James
Clerk of the House of Representatives
24 Beacon Street
Boston, Massachusetts 02133

Re: Requesting Referral of Final Draft Regulation to Committee

Dear Mr. James:

Pursuant to G.L. c.25A, § 12, the Division of Energy Resources (DOER) hereby submits a final amended draft regulation (225 CMR 14.00) to you for referral to the appropriate legislative review committees. A summary of the proposed amended regulation is provided as well. This proposed regulation governs the Renewable Portfolio Standard (RPS), as mandated by G.L. c.25A, § 11F. It is my understanding that such proposed regulation is referred to the Joint Committee on State Administration and Regulatory Oversight and to the Joint Committee on Telecommunication, Utilities and Energy.

On November 6, 2006, this agency submitted a prior version of this amended draft regulation to your office for referral to the appropriate review committees. Unfortunately, the committees were provided insufficient time before expiration of the legislative session to review that regulation. Early in 2007 this agency decided to withdraw the proposed regulation in order for the new administration to conduct an internal review of its provisions. That review is now complete, and the Division is now re-filing the regulation with your office.

As a result of the administration's review, DOER has decided to withdraw revisions to the regulations relating to the eligibility of Construction and Demolition (C&D) debris as an RPS-eligible biomass fuel. This issue will be subject to further review by the agency and the administration in the near future.

Thank you for your consideration of this matter.

Sincerely,

David L. O'Connor
Commissioner

Enclosure